

FILED 17 AUG '20 10:41 USDC-ORP

UNITED STATES FEDERAL
COURT FOR OREGON

STIRLING, JOHN PHILIP

v

Case: 3:20-CV-00713-SB

CHINA, ET AL

AFFIDAVIT OF JOHN PHILIP STIRLING
"DEFAULT JUDGEMENT"

UNDER Cameron v Myers 569 F. Supp.2d
762 (N.D. Ind 2008) DEFAULT JUDGEMENT WAS
GRANTED TO A PRISONER. IT WAS GRANTED
UNDER THE SUPREME COURT CASE JONES
v BUCK 549 US 199, 212-213, 221-24
127 S.Ct 910(2007) WHERE THE SUPREME
COURT HELD "LOWER COURTS SHOULD NOT
INTERPRET THE PLRA EXHAUSTION REQUIREMENTS

(2)

TO DEPART FROM USUAL PRACTICES UNDER
FEDERAL RULES OF CIVIL PROCEDURE, OR
ACCEPTED LITIGATION PRACTICE, EXCEPT
WHERE THE PLRA ACTUALLY SAYS TO DO SO."
I ARGUE THAT SINCE "DEFAULT JUDGEMENTS"
ARE PART OF THE USUAL LITIGATION
PRACTICE UNDER RULE 55, FED. R. CIV. P.
AND THE PLRA DOES NOT SPECIFICALLY
MENTION "DEFAULT JUDGEMENT" I CAN
STILL OBTAIN ONE. SURELY CONGRESS
COULD NOT REALLY HAVE MEANT TO
ELIMINATE SUCH A ESSENTIAL PROCEDURE
FROM PRISONER LITIGATION. THIS IS

(3)

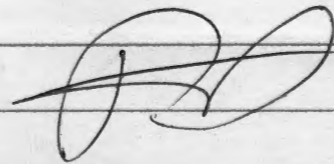
NOT LITIGATION OF A UNITED STATES ENTITY.
IT IS A SUIT ABOUT NEGLIGENTS OR DELIBERATE
ACTIONS OF THE "CHINESE COMMUNIST PARTY"
AND THE "WUHAN BIO LABORATORY" AND
AFFILIATES IN WUHAN CHINA.

THE DEFENDANT HAVE BEEN
PROPERLY SERVED BY AGREEMENT
UNDER 28 USC 1608(b)(1) IN EACH STEP
OF THIS CASE, THE DEFENDANT HAVE BEEN
WARNED REPEATEDLY THAT THEY
MUST RESPOND OR DEFEND
THEMSELVES IN THIS ACTION. YET
TO-DATE EITHER BY MAIL OTHER MEANS

(4)

HAVE FAILED TO ANSWER MY
CLAIM. THE DEFENDANTS ARE
IN DEFAULT.

I KNOW THAT I HAVE DONE
ALL I COULD DO TO FOLLOW COURT
ORDERS AND NOT DEPARTED FROM
ACCEPTED LITIGATION PRACTICE SO I
NOW ASK FOR A DEFAULT JUDGEMENT
AGAINST THE DEFENDANTS. A ORDER
IS ATTACHED.



08/07/2020

JOHN PHILIP STIRLING
30326-086
SHERIDAN FDC
PO BOX 600
SHERIDAN OR
97378

TRULINCS 30326086 - STIRLING, JOHN PHILIP - Unit: SHE-J-J

FILED 17 AUG '20 10:42 USDC-ORP

FROM: 30326086
TO:
SUBJECT: ORDER OF THE COURT
DATE: 08/11/2020 07:01:18 AM

UNITED STATES DISTRICT COURT FOR PORTLAND OREGON

JOHN PHILIP STIRLING

VS

CHINA ,ET AL , SPECIFICALLY The Chinese Communist Party , The WuHan Bio Laboratory in WuHan China .)

ORDER

US Magistrate Judge Beckerman

I find the Defendants in this case are in default . Specifically " The Chinese Communist Party ,et al " and " The WuHan Bio Laboratory " and the "Wuhan Viral Laboratory " and affiliates . The Defendants have failed to respond or defend themselves in this Law suit served to them by the plaintiff under 28 USC 1608(c)(1).

IT IS ORDERED that together or separately the defendants pay the defendant \$30,000,000.00 USD (Thirty Million United States Dollars) in damages .

____/____/2020

Stacey Beckerman US Magistrate Judge

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TO: CLERK OF THE COURT + JUDGE

A

FROM: JOHN PHILIP STIRLING

RE: PHOTO COPIES BY SHERIDAN PRISON

I DO NOT KNOW IF YOU ARE

AWARE OF THIS BUT SHERIDAN PRISON NOW

PHOTOCOPIES ALL NON-LEGAL MAIL AND

DISTROYES THE ORIGINALS. DISTRICT COURT

MAIL DOES NOT HAVE "LEGAL MAIL OPEN

IN FRONT OF INMATE" SO IN MY CASE

IF I GET SENT BACK A SIGNED ORDER

BY THE COURT I WILL NEVER GET THE

ORIGINAL BY THE WAY YOU MAIL YOUR

ORDERS. IT ALSO DELAYS DELIVERY

BY 14 DAYS OR MORE. THE COURT

B

OF APPEALS DOES USE THE "LEGAL MAIL
OPEN IN THE PRESENTS OF INMATE" SO

I/WE GET ORIGINAL ORDERS FROM
THEM. THIS IS A SERIOUS PROBLEM.

NOT ONLY DOES THIS PRISON READ OUR
LEGAL MAIL FROM THIS COURT BUT PHOTOCOPIES

IT WHEN THEY HAVE TIME. UP TO 14

DAYS SO FAR. IT CAUSES ME/US TO BE

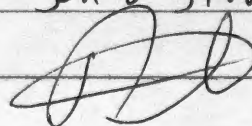
LATE RESPONDING TO ORDERS AND

IS NOT MY FAULT, CAN YOU PLEASE

CORRECT THIS SIMPLY WITH A STAMP (AS LAWYERS

AND THE COURT OF APPEALS USE) THANKS

JAN W STORLING 30326096



AFFIDAVIT OF SERVICE

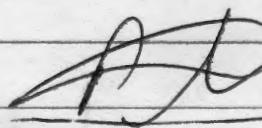
I SWEAR UNDER OATH AND PENALTY
OF PERJURY I SERVED A COPY OF THIS
MOTION TO THE DEFENDANTS ON
08/07/2020 BY THE PRISON MAIL
WITH A FIRST CLASS STAMP TO

ATT: MR LEE
CHINESE EMBASSY
1450 LAGUNA ST
SAN FRANCISCO CA.
94115

STIRLING U CHINA, ETAL
3:20-CV-00713-SB

AS AGREED UNDER 28 USC 1608(b)(1)

08/07/2020


JOHN PHILIP STIRLING
30326-086
SHERIDAN FAC
PO BOX 6000
SHERIDAN OR

97378